

# UNITED STATES DISTRICT COURT

for the

District of South Carolina

Derrick Joseph Miles

*Plaintiff*

v.

Sheriff Wayne Dewitt, Capt McElvogue, et al

*Defendant*

Civil Action No. 4:12-cv-523-MGL

## JUDGMENT IN A CIVIL ACTION

The court has ordered that *(check one)*:

☐ the plaintiff *(name)* \_\_\_\_\_ recover from the defendant *(name)* \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant *(name)* \_\_\_\_\_ recover costs from the plaintiff *(name)* \_\_\_\_\_.

☒ other: This case is dismissed with prejudice pursuant to Rule 41b of the Federal Rules of Civil procedure for failure to prosecute and failure to comply with the orders of this court.

This action was *(check one)*:

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Mary G. Lewis, United States District Judge. The Court accepts the Report and Recommendation of the Honorable Thomas E. Rogers, III, United States Magistrate Judge.

Date: September 21, 2012

CLERK OF COURT

s/Debbie Stokes

*Signature of Clerk or Deputy Clerk*